

123003

17157 U.S.PTO

UTILITY APPLICATION

Attorney Docket No.: KLAUS2.003AUS

First Named Inventor: Jose Remacle

Title: A METHOD FOR QUANTITATIVE DETERMINATION
OF MULTI-DRUG RESISTANCE IN TUMORS

Express Mail Label No.: EV 309081367 US

Direct all correspondence to Customer No.: 20995

Date: December 30, 2003

Page 1 of 1

00727 U.S.PTO
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Mail Stop Patent Application

United States Patent and Trademark Office
 PO Box 1450
 Alexandria, VA 22313-1450

The following enclosures are transmitted herewith to be filed in the patent application of:

Inventor(s):

- | | |
|-----------------------|-------------------|
| 1. Jose Remacle | 2. Thomas Efferth |
| 3. Jean-Pierre Gillet | |

APPLICATION ELEMENTS:

- (X) Specification in thirty-four (34) pages.
- (X) Color Drawings in one (1) sheet.

OTHER APPLICATION PARTS:

- (X) Return prepaid postcard.
- (X) Petition to Accept Color Drawings, including three (3) sheets of color drawings and one (1) sheet of black and white drawing.

FILING FEES:

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Basic Utility		1001 (\$770)		\$770
Non-English Spec.		1053 (\$130)		\$0
Recordation Fee		8021 (\$40)	0 x 40 =	\$0
Excess Claims > 20	23 - 20 = 3	1202 (\$18)	3 x 18 =	\$54
Independent > 3	2 - 3 = 0	1201 (\$86)	0 x 86 =	\$0
Multiple Claim		1203 (\$290)		\$290
			TOTAL FEE DUE	\$1,114

- (X) The total fees calculated above will be paid at a later date.

Daniel E. Altman
 Registration No. 34,115
 Attorney of Record
 Customer No. 20,995
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MAIL STOP PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Attorney Docket No. : KLAUS2.003AUS
Applicant(s) : Remacle et al.
For : A METHOD FOR QUANTITATIVE
DETERMINATION OF MULTI-DRUG
RESISTANCE IN TUMORS
Attorney : Daniel E. Altman
"Express Mail"
Mailing Label No. : EV 309081367 US
Date of Deposit : December 30, 2003

I hereby certify that the accompanying

Transmittal letter; Specification in 34 pages; 1 sheet of color drawings; Petition to Accept Color Drawings including 3 sheets of color drawings and 1 sheet of black and white drawing; Return Prepaid Postcard.

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and are addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Nelson Merida

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San Diego
619-235-8550

San Francisco
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Remacle et al.
Appl. No. : Unknown
Filed : Herewith
For : A METHOD FOR
QUANTITATIVE
DETERMINATION OF MULTI-
DRUG RESISTANCE IN
TUMORS

PETITION UNDER 37 C.F.R. § 1.84(a)(2) TO ACCEPT COLOR DRAWINGS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby petitions the Patent and Trademark Office to accept color drawings in the present application. Color drawings are necessary in the present application because black and white copies of Figure 1 do not adequately distinguish between the different results shown for each individual circle within the array depicted. For example, without the use of color, it is not possible to distinguish between the positive hybridization control, the negative hybridization control, the housekeeping gene and the darker circles of the positive detection control concentration curve.

This petition is accompanied by:

- (i) The fee under 37 C.F.R. § 1.17(h) is requested to be charged to a deposit account below.
- (ii) Three sets of color drawings are enclosed.
- (iii) A black and white photocopy of the color drawing is enclosed that accurately depicts, to the extent possible the subject matter shown in the color drawing.
- (iv) The paragraph required by 37 C.F.R. § 1.84(a)(2)(iv) is already present as the first paragraph of the brief description of the drawings.

Applicants : Remacle et al.
Title : A METHOD FOR QUANTITATIVE DETERMINATION OF MULTI-DRUG RESISTANCE IN TUMORS

Please charge the fee under 37 C.F.R. § 1.17(h), but not the fees for filing the application,
to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 30 Dec. 2003

By: Daniel Altman
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